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Attorneys for Defendant
CSX TRANSPORTATION, INC.

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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GERLING-KONZERN ALLGEMEINE
VERSICHERUNGS A.G.,

Plaintiff,
- against -

CSX TRANSPORTATION, INC.

07 CIV 7865 Judge Leisure

RULE 7.1 STATEMENT

Defendant.
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RULE 7.1 STATEMENT

Pursuant to Rule 7.1 of the Federal Rules of Civil Procedure of the United States District Courts, the undersigned counsel for CSX TRANSPORTATION, INC. (a private non-governmental party) certifies that defendant CSX Transportation, Inc. is a wholly-owned subsidiary of its parent corporation, CSX Corporation. CSX Corporation is a publicly held corporation. There are no entities that own 10% or more of CSX Corporation.

Dated: New York, New York
November , 2007

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